

ATTY. DOCKET N<sup>o</sup>: 5717YA**COMBINED DECLARATION AND POWER OF ATTORNEY  
IN A CONTINUATION-IN-PART PATENT APPLICATION**

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; that I believe that I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**BATTERY PACK HAVING MEMORY**

described and claimed in the specification as filed on March 30, 1995 as U.S. Serial N<sup>o</sup> 08/415,075.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

**CLAIM FOR BENEFIT OF EARLIER U.S.****APPLICATIONS UNDER 35 U.S.C. 120**

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States applications that are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in those prior applications in the manner provided by the first paragraph of Title 35, United States Code, § 112, we acknowledge the duty to disclose information that is material as defined Title 37, Code of Federal Regulations, § 1.56(a), which occurred between the filing date of the prior applications and the filing date of this application.

The present application is a continuation-in-part of U.S. application Serial No. 08/134,881 (Attorney Docket No. 35717Y) filed October 12, 1993, which is a continuation of U.S. application Serial No. 07/769,337 (Attorney Docket No. 35717AAX) filed October 1, 1991 (now U.S. Pat. No. 5,278,487 issued January 11, 1994), which is a continuation of U.S. application Serial No. 07/544,230 (Attorney Docket No. 5717AA) filed June 26, 1990 (now

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abandoned), which is a division of U.S. application Serial No. 07/422,226 (Attorney Docket No. 5717A) filed October 16, 1989 (now U.S. Pat. No. 4,961,043 issued October 2, 1990), which is a division of U.S. application Serial No. 07/168,352 (Attorney Docket No. 5717Y) filed March 15, 1988 (now U.S. Pat. No. 4,885,523 issued December 5, 1989).

Said application U.S. application Serial No. 07/168,352 is in turn a continuation-in-part of U.S. application Serial No. 06/944,503 (Attorney Docket No. 5717X) filed December 18, 1986 (now U.S. Pat. No. 4,737,702 issued April 12, 1988), which is a continuation-in-part of U.S. application Serial No. 06/876,194 (Attorney Docket No. 5717) filed June 19, 1986 (now U.S. Pat. No. 4,709,202 issued November 24, 1987), which is division of U.S. application Serial No. 06/797,235 (Attorney Docket No. 5768) filed November 12, 1985 (now U.S. Pat. No. 4,716,354 issued December 29, 1987), which is a continuation-in-part of U.S. application Serial No. 06/612,588 (Attorney Docket No. 6165) filed May 21, 1984 (now U.S. Pat. No. 4,553,081 issued November 12, 1985), which is a continuation-in-part of U.S. application Serial No. 06/385,830 (Attorney Docket No. 6164) filed June 7, 1982 (now U.S. Pat. No. 4,455,523 issued June 19, 1984).

I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this application and to transact all business with the Patent and Trademark Office connected therewith:

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08041974-040897

I hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: June, 1995

Steven E. Koenck

FULL NAME OF INVENTOR:

STEVEN E. KOENCK, a Citizen of U.S.A.  
964 44th Street, SE  
Cedar Rapids IA 52403  
Linn County

03841974-040897

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Case No. 10306US08

PATENT

In the Application of:  
STEVEN E. KOENCK

) EXPRESS MAIL NO. EM255278355US

) DATE OF MAILING. 4/8/97

Serial No. To be Assigned

Filed: April 8, 1997

For: BATTERY PACK HAVING MEMORY

Examiner: K. SHIN

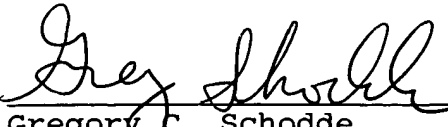
Group Art Unit: 2111

DECLARATION OF ATTORNEY GREGORY C. SCHODDE

I, Gregory C. Schodde, hereby declare that I believe the specification, claims, abstract, informal drawings, and declaration and power of attorney enclosed herewith are a true copy of the prior application, U.S. Serial No. 08/415,075, as originally filed on March 30, 1995, according to the papers in our file. No amendments are referred to in the oath or declaration.

All statements made herein of my own knowledge are true, and all statements made herein on information and belief are believed to be true. I have been warned that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18 U.S. Code 1001, and may jeopardize the validity of the application or any patent issuing thereon.

April 8, 1997  
DATE

  
Gregory C. Schodde  
Reg. No. 36,668

08841574-040897

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: STEVEN E. KOENCK  
Serial N<sup>o</sup>: 08/415,075  
Receipt Date: March 30, 1995  
For: BATTERY PACK HAVING MEMORY

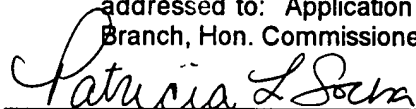
Honorable Commissioner of Patents & Trademarks  
Washington, D.C. 20231  
Attention: Office of Special Program Examination

DECLARATION THAT AMENDMENT ADDING MATERIAL CONSISTS OF  
SAME MATERIAL INCORPORATED BY REFERENCE  
(MPEP 608.01(p))

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CERTIFICATE OF MAILING 37 C.F.R. § 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service on July 11, 1995, in a First Class envelope, with sufficient postage thereon, addressed to: Application Processing Division, Special Processing and Correspondence Branch, Hon. Commissioner of Patents & Trademarks, US PTO, Washington, D.C. 20231.

  
Patricia L. Socha

DATED: July 11, 1995

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I, Sean Patrick Suiter, declare as follows:

Identification of Declarant


I am the attorney for this application.

Statement

The attached amendatory material to the disclosure was incorporated by reference in this application.

DATED: July 11, 1995.

Respectfully submitted,  
STEVEN E. KOENCK,  
NORAND CORPORATION,

By   
Sean Patrick Suiter  
Reg. N<sup>o</sup> 34,260

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ATTACHMENTS: 1. Copy of the drawings of FIGS. 1-27 incorporated by reference.